

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS AND INTERFERENCES**

In Re Application of: Keiser et al.)	
)	
)	Art Unit: 3628
)	
Serial No.: 09/465,607)	Examiner: Clement Graham
)	
Filed: December 17, 1999)	Docket No.: 98-HSX001-C1
)	
For: COMPUTER-IMPLEMENTED)	Appeal No.: Not yet assigned
SECURITIES TRADING SYSTEM)	
WITH A VIRTUAL SPECIALIST)	Confirmation No.: 9080
FUNCTION)	

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is being filed in response to the Notice of Noncompliant
Appeal Brief dated December 13, 2007.

The Commissioner is authorized to charge any deficiency or credit any
overpayment to deposit account no. 50-3938.

Remarks begin on page 9 of this paper.

Remarks

In the Notice of Non-compliant Appeal Brief, the Examiner indicates that the Brief filed on September 29, 2004 does not contain the items required under 37 C.F.R. 41.37(c), or the items are not under the proper headings (items 1 and 10).

Applicants herewith submit a Supplemental Appeal Brief with the following changes:

1. Heading marked III was amended as follows: ~~REQUEST FOR REINSTATEMENT OF THE APPEAL BRIEF AND STATUS OF THE CLAIMS.~~
2. An Evidence Appendix was added under heading X.

In addition to the changes noted above to address the comments in the Notice, Applicants removed from the Brief the request for reinstatement of the appeal and submit the Request herewith in a separate paper. Changes have also been made throughout to correct typographical errors and to reflect changes in the **greater than 3 years** since the Brief has been filed.

In the Notice, the Examiner further asserts that the Brief does not contain copies of evidence relied upon by the appellant in the appeal (item 8). Although applicants do not believe that this is “evidence”, applicants have none the less added pages 3 of both the June 2004 Office Action and the December 2000 Office Action as there is nothing else that applicants are relying on in the Brief. Applicants request that the Examiner clarify what evidence he is referring to if this is not the evidence that the Examiner was referring to.

Respectfully submitted,

Dated: January 7, 2008

/Antonio Papageorgiou/

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REQUEST FOR REINSTATEMENT OF THE APPEAL

Mail Stop: Appeal Brief
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants herewith request reinstatement of the Appeal following the Examiner's reopening prosecution in this matter in the June 29, 2004 Office Action. A Supplemental Appeal Brief is filed herewith.

Respectfully submitted,

Dated: January 7, 2008

/Antonio Papageorgiou/

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